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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PENN ENGINEERING & MANUFACTURING
CORP. and PEM MANAGEMENT, INC.,

Plaintiffs,

vs.

PENINSULA COMPONENTS, INC.,

Defendant.

Civil Action No. C07-04231-CRB

**STIPULATION SELECTING ADR
PROCESS [ADR L.R. 3-5]**

ADR CERTIFICATION

~~[PROPOSED]~~ ORDER

1 Counsel report that they have met and conferred regarding ADR and have reached the
2 following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5.

3 The parties stipulate to participate in the following ADR process:

4 **Court Processes:**

5 ☐ Arbitration ☐ ENE ☐ Mediation

6 The parties agree to hold the ADR session by

7 ☐ the presumptive deadline (*The deadline is 90 days from the date of the order referring*
8 *the case to an ADR process unless otherwise ordered.*)

9 ☐ other requested deadline

10 The parties believe it is important that the mediator be familiar with patent and trademark law.

11 **Private Process:**

12 ☒ **Private ADR** (*mutually agreeable private mediator to conduct mediation after parties*
13 *have engaged in document discovery*)

14 (*For e-filers, please consult General Order No. 45, Section X regarding signatures.*)

15 **Concurrence in the filing of this document has been obtained from all signatories**

16 Dated: 10/31/07 /s/ Melinda Morton
17 Attorney for Plaintiff

18 Dated: 10/31/07 /s/ Andrew Weill
19 Attorney for Defendant

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” on the Court’s ADR Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the Court and private entities, and considered whether this case might benefit from any of them.

Dated: 10/31/07

/s/
Mark Petty for Plaintiff

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Dated: 10/31/07

/s/

Mark C. Hansen, Counsel for Plaintiff

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Dated: 10/31/07

/s/

William Gardiner for Defendant

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Dated: 10/31/07

/s/

Andrew Weill, Counsel for Defendant

~~PROPOSED~~ ORDER

Pursuant to the foregoing Stipulation Selecting ADR Process submitted by the parties, the captioned matter is hereby referred to mediation.

IT IS SO ORDERED.

Dated: November 2, 2007

